



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CHAD EDWARD LARSON CZISNY,

Defendant.

Case No. SA CR 15-00024

ORDER OF DETENTION

I.

A. ( ) On motion of the Government in a case allegedly involving:

1. ( ) a crime of violence.

2. ( ) an offense with maximum sentence of life imprisonment or death.

3. ( ) a narcotics or controlled substance offense with maximum sentence of ten years or more.

4. ( ) any felony - where defendant convicted of two or more prior offenses described above.

///

///



III.

The Court has considered:

- A. ( X ) the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device;
- B. ( X ) the weight of the evidence against the defendant;
- C. ( X ) the history and characteristics of the defendant; and
- D. ( X ) the nature and seriousness of the danger to any person or the community.

IV.

The Court also has considered all the evidence presented at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation

V.

The Court bases the foregoing finding(s) on the following:

- A. ( X ) As to flight risk:

In making the determination whether conditions exist that would reasonably assure a defendant's appearance, this Court takes into account: (1) the nature and circumstances of the offense charged; (2) the weight of the evidence; (3) the history and characteristics of the person, including his character, physical and mental condition, family ties, employment, financial resources, length of residence in the community, community ties, past conduct, history relating to drug or alcohol abuse, criminal history, and record concerning appearance at court proceedings; and (4) the nature and seriousness of the danger to any person or community that would be posed by the person's release. 18 U.S.C. § 3142(g). The Court has discretion as to the weight to be accorded to each of these factors. The Court finds that by a preponderance of the evidence there are no conditions or combination of conditions

that would reasonably assure Defendant's appearance as required. Although Defendant is a longtime Central District resident with strong family ties, the Court was concerned with his lack of employment, his history of substance abuse, his lengthy criminal history, and his history of probation violations, all of which give the Court considerable concern that Defendant would abide by the Court's conditions and not pose a danger to any person or the community if released. These concerns are exacerbated by the following: (1) Defendant was charged with possessing two firearms and over 1,000 rounds of ammunition; and (2) as proffered by the Government and not contested by Defendant, he possessed over 200 grams of heroin at the time of his arrest and admitted to an ongoing heroin problem, with the latter statement standing in stark contrast to what he told Pretrial Services about his substance abuse. The Court's concerns in this regard are not lessened to a satisfactory degree by the fact that Defendant's father was willing to post a \$10,000 unsecured bond, or by the fact that conditions could be imposed to lessen the risk of flight or danger from Defendant's drug-use and weapons possession.

B. ( ) As to danger:

## VI.

A. ( ) The Court finds that a serious risk exists the defendant will:

1. ( ) obstruct or attempt to obstruct justice.
2. ( ) attempt to/ ( ) threaten, injure or intimidate a witness or juror.

B. The Court bases the foregoing finding(s) on the following:

VII.

- A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.
- C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity for private consultation with counsel.
- D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on request of any attorney for the Government, the person in charge of the corrections facility in which defendant is confined deliver the defendant to a United States marshal for the purpose of an appearance in connection with a court proceeding.

Dated: 3/9/2015

  
DOUGLAS F. McCORMICK  
United States Magistrate Judge